

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 JASON MILLER,

4 Plaintiff

Case No. 2:20-cv-00414-JAD-BNW

ORDER

5 v.

6 CHARLES DANIEL, *et al.*,

7 Defendants
8

9 **I. DISCUSSION**

10 Plaintiff, who is an inmate in the custody of the Nevada Department of Corrections
11 (“NDOC”), submitted a civil rights complaint pursuant to 42 U.S.C. § 1983 and filed an
12 application to proceed *in forma pauperis*. (ECF Nos. 1-1, 1).

13 Plaintiff’s application to proceed *in forma pauperis* is incomplete. Pursuant to 28
14 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, Plaintiff must complete an application to
15 proceed *in forma pauperis* and attach both an inmate account statement for the past six
16 months and a properly executed financial certificate. Plaintiff has not submitted a properly
17 executed application or current financial documents. Specifically, Plaintiff’s application is
18 missing a signature on page 3. Further, Plaintiff’s financial certificate is dated August 30,
19 2019 and Plaintiff’s inmate account statement is for the period of March 1, 2019 through
20 August 30, 2019. (See ECF No. 1). As such, the *in forma pauperis* application is denied
21 without prejudice. The Court will retain Plaintiff’s civil rights complaint (ECF No. 1-1) but
22 will not file it until the matter of the payment of the filing fee is resolved. Plaintiff will be
23 granted an opportunity to cure the deficiencies of his application to proceed *in forma*
24 *pauperis*, or in the alternative, pay the full filing fee for this action. If Plaintiff chooses to
25 file a new application to proceed *in forma pauperis* he must file a fully complete application
26 to proceed *in forma pauperis*, including an inmate account statement for the past six
27 months and a current and properly executed financial certificate.

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